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Attorneys for the Government of Guam

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF GUAM**

THE GOVERNMENT OF GUAM, by and
through the ATTORNEY GENERAL OF
GUAM,

Plaintiff,

vs.

FELIX P. CAMACHO, in his official capacity
as Governor of Guam,

Defendant.

Civil Case No. 04-00035

**MOTION TO EXCEED PAGE
LIMITATIONS IN PLAINTIFF'S REPLY
TO DEFENDANT'S "MEMORANDUM IN
OPPOSITION TO ISSUANCE OF ORDER
TO SHOW CAUSE AND TEMPORARY
RESTRAINING ORDER"**


Pursuant to Local Rules of Practice LR 7.1(g), plaintiff Government of Guam respectfully moves the Court for leave to exceed the 10 page limitation for filing "Plaintiff's Reply To Defendant's 'Memorandum In Opposition To Issuance Of Order To Show Cause And Temporary Restraining Order,'" In support, plaintiff respectfully submits:

1. Page limits according to the local rules are 10 pages for reply memoranda in support of a pending motion. L.R. 7.1(g). Including the signature block, and

1 excluding the Certificate of Service page, plaintiff's reply memorandum is 12
2 ½ pages.

- 3 2. The federal questions and issues presented in this matter and by the request for
4 preliminary injunctive relief are of significant consequence to the balance of
5 powers between coordinate officials of the Government of Guam as envisioned
6 by the U.S. Congress in the Organic Act. The four issues presented in
7 defendant's opposition motion would more likely be the subject of an original
8 motion to dismiss, as defendant raises jurisdictional challenges to the Court
9 entertaining this matter at all. Had defendant filed a separate motion to dismiss
10 in lieu of an opposition to the pending application for rule to show cause and
11 temporary restraining order, plaintiff would have been entitled to file a 20 page
12 memorandum.
13
14 3. Every effort was made to thoroughly brief the issues presented in as concise a
15 manner possible, without unnecessary duplication of argument or verbiage.
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17 4. A proposed order is attached.

18 OFFICE OF THE ATTORNEY GENERAL
19 DOUGLAS B. MOYLAN, Attorney General of Guam

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21 Robert M. Weinberg
22 Assistant Attorney General
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CERTIFICATE OF SERVICE


This is to certify that I have this day served opposing counsel with a copy of the foregoing by hand delivery, or by depositing same in the United States Mail, postage prepaid, and properly addressed to:

Shannon Taitano, Esq.
Legal Counsel, Governor's Office
P.O. Box 2950
Hagåtña, Guam 96932

Michael A. Pangelinan, Esq.
Calvo and Clark, LLP
Attorneys at Law
655 South Marine Corps Drive, Suite 202
Tamuning, Guam 96911

this 22nd day of July, 2004.

OFFICE OF THE ATTORNEY GENERAL
DOUGLAS B. MOYLAN, Attorney General of Guam


Robert M. Weinberg
Assistant Attorney General

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**ORDER GRANTING PLAINTIFF'S
MOTION TO EXCEED PAGE
LIMITATIONS IN PLAINTIFF'S REPLY**

For good cause shown, plaintiff's "Motion To Exceed Page Limitations In Plaintiff's Reply To Defendant's 'Memorandum In Opposition To Issuance Of Order To Show Cause And Temporary Restraining Order'" is granted.

SO ORDERED this _____ of _____, 2004.

DISTRICT COURT OF GUAM